

Attorney Docket :10235/10

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor : Kazuo SHINOZAKI, et al.

Serial No.: 09/988,739

Filing Date: November 20, 2001

For: ENVIRONMENTAL STRESS  
RESPONSIVE PROMOTER

Art Unit : Not Assigned

Examiner : Not Assigned

Assistant Commissioner For Patents  
Washington, DC 20231

## VERIFIED STATEMENT UNDER 37 CFR § 1.821(f)

S I R:

Attached hereto is Applicants' verified statement pursuant to 37 CFR § 1.821(f) that the content of the paper Sequence Listing and the computer-readable form thereof is the same.

The Office is hereby authorized to charge any fees under 37 CFR 1.16 or 1.17, or to credit any overpayment, to Deposit Account No. 11-0600.

The Examiner is invited to contact the undersigned at 202/220-4365 to discuss any matter in this application.

Respectfully submitted,

KENYON &amp; KENYON

*May 1, 2002*  
Date

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VERIFIED STATEMENT UNDER 37 CFR § 1.821(f)

Sir:

I, Kazunori OKAMURA, declare that I personally prepared the paper and the computer-readable copies of the Sequence Listing filed herewith on the invention entitled ENVIRONMENTAL STRESS RESPONSIVE PROMOTER and that the content of both is the same.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of The United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

DECLARED at Tokyo, Japan  
this 5th day of February, 2002



Kazunori OKAMURA